

RESOLUTIONS ADOPTED APRIL 2, 2012

- Res. #2012-91 Approving the Municipal Access Plan (tabled March 19)
- Res. #2012-92 Payment of Vouchers, \$1,819,351.98
- Res. #2012-93 Approval of Cold Spring Presbyterian Church's Application To Conduct A Flea Market (May 26, 2012)
- Res. #2012-94 Awarding an Economic Development Loan to Cape May Brewing, LLC (Loan of \$68,165.78)
- Res. #2012-95 Resolution for Self-Examination of Budget (Annual resolution)
- Res. #2012-96 Authorizing Change Order Number 4 with Gen II, Inc., in Connection with Contract No. M-5, roof Replacement and Related Work at the Recreation Center (final payment of \$51,519.58 minus all liquidated damages amounting to \$30,935.18)
- Res. #2012-97 Recycling Tonnage Grant Certification of Taxes Paid (Requirement of the Recycling Enhancement Act which funds the recycling tonnage grants to municipalities)
- Res. #2012-98 Adoption of 2012 Municipal Budget (Final budget with 2 minor changes to State Aid - budget remains at zero tax increase)

March 30, 2012
02:02 PM

Resolution 2012-92
Lower Township
Bill List By Vendor Id

Page No: 1

P.O. Type: All
Range: First to Last
Format: Condensed
Include Project Line Items: Yes
Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00109 ARAWAK PAVING CO., INC.*								
	12-00605	03/02/12	ASPHALT FOR PAVING/DPW	Open	853.52	0.00		
	12-00747	03/19/12	AASPHALT FOR PAVING/DPW	Open	<u>15,542.33</u>	0.00		
					16,395.85			
00110 ANCO HOME CENTER*								
	12-00565	02/28/12	MISC. SUPPLIES FOR MARCH	Open	248.60	0.00		
00153 ATLANTIC CITY ELECTRIC*								
	12-00743	03/16/12	FEBRUARY 2012 ELECTRIC	Open	6,553.86	0.00		
00179 AVERY TEITLER*								
	12-00563	02/28/12	BOARD SOLICITOR SALARY	Open	383.33	0.00		
	12-00744	03/19/12	RESOLUTIONS	Open	<u>300.00</u>	0.00		
					683.33			
00301 BELMONT AND CRYSTAL SPRINGS*								
	12-00731	03/15/12	BOTTLED WATER FOR DPW	Open	26.27	0.00		
	12-00769	03/21/12	RECREATION - BOTTLED WATER	Open	50.29	0.00		
	12-00817	03/26/12	WATER	Open	<u>13.19</u>	0.00		
					89.75			
00367 APM BLAST PEST CONTROL*								
	12-00703	03/12/12	2012 PEST CONTROL CONTRACT	Open	1,922.40	0.00		
00370 BLUE CROSS/BLUE SHIELD OF NJ								
	12-00814	03/22/12	APRIL 2012 MED-D	Open	2,625.93	0.00		
	12-00842	03/29/12	MARCH 2012 HEALTH BENEFITS	Open	<u>233,802.87</u>	0.00		
					236,428.80			
00406 BLANEY & DONOHUE, PA								
	12-00441	02/14/12	2012 CONTRACT DNE \$50,000	Open	4,166.66	0.00		B
00432 MICHAEL BROGAN								
	12-00835	03/28/12	MEDICAL CLAIMS	Open	213.74	0.00		
00480 BURKE CHEVROLET*								
	12-00615	03/02/12	PARTS FOR POLICE VEH/DPS	Open	393.01	0.00		
00616 ANIMAL ALLIANCE OF CAPE								
	12-00735	03/15/12	TNR SPAY/NEUTER PROGRAM	Open	350.00	0.00		
	12-00807	03/22/12	TNR/SPAY NEUTER PROGRAM	Open	<u>100.00</u>	0.00		
					450.00			

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00731	CAPE PORT MARINE*							
	12-00730	03/15/12	PARTS FOR GARAGE/DPW	Open	154.17	0.00		
	12-00737	03/16/12	OUTFALL MATERIALS/DPW	Open	<u>725.25</u>	0.00		
					879.42			
00736	CAPE PRINTING EXPRESS*							
	12-00295	01/27/12	BAYRUN APPLICATIONS	Open	465.00	0.00		
	12-00583	03/01/12	BUSINESS CARDS/TAX SALE CARDS	Open	<u>148.00</u>	0.00		
					613.00			
00743	COUNTY OF CAPE MAY, TREASURER							
	12-00706	03/12/12	PHOTO-COPIES/HEALTH DEPT.	Open	6.75	0.00		
00775	CAPRIONI PORTABLE TOILETS, INC*							
	12-00770	03/21/12	MONTHLY RENTAL - J.HOFFMAN	Open	46.50	0.00		
00784	CAPE MAY STAR & WAVE							
	12-00725	03/15/12	LEGAL NOTIFICATION-2012 BUDGET	Open	62.00	0.00		
	12-00830	03/27/12	LEGAL NOTICES	Open	<u>26.04</u>	0.00		
					88.04			
00825	COMCAST*							
	12-00821	03/26/12	MONTHLY INTERNET- FIRE SAFETY	Open	107.15	0.00		
00991	COLONIAL ELECTRIC SUPPLY*							
	12-00741	03/16/12	PHONE WIRE	Open	137.34	0.00		
01130	GAYLE HADLEY							
	12-00840	03/29/12	ZUMBA INSTRUCTOR	Open	345.00	0.00		
01164	DIVISION OF LOCAL GOV SERVICES							
	12-00751	03/19/12	RENEWAL TAX CERT T-1395	Open	50.00	0.00		
01196	H A DEHART & SON*							
	12-00660	03/07/12	PARTS FOR COUNTY SWEEPER	Open	820.84	0.00		
01450	ERMA DELI*							
	12-00710	03/13/12	BASKETBALL PIZZA PARTY	Open	143.93	0.00		
01499	JOSEPH FAZZIO, INC*							
	12-00736	03/16/12	SUPPLIES FOR OUTFALL/DPW	Open	560.23	0.00		
01502	PAMELA FELDER							
	12-00772	03/21/12	MEDICAL CLAIMS	Open	83.35	0.00		
	12-00782	03/21/12	MEDICAL CLAIMS	Open	<u>12.00</u>	0.00		
					95.35			
01510	WALTER FIORE							
	12-00820	03/26/12	MEDICAL CLAIMS-V	Open	110.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01519	TOM FOLS ELECTRICALCONTRACTOR*								
		12-00760	03/21/12	SIGN/FLAG POLE/DPW	Open	250.00	0.00		
		12-00767	03/21/12	MICROPHONES @ MILLMAN	Open	<u>275.00</u>	0.00		
						525.00			
01530	FIRE DISTRICT #1								
		12-00665	03/08/12	2012 TAXES DUE	Open	104,260.79	0.00		
01550	FIRE DISTRICT #3								
		12-00841	03/29/12	FIRE DISTRICT TAXES	Open	148,211.10	0.00		
01649	GARDEN STATE HWY PRODUCTS, INC*								
		12-00466	02/16/12	SIGN MATERIALS/DPW	Open	844.00	0.00		
01653	GENTILINI FORD*								
		12-00715	03/13/12	PARTS FOR POLICE VEHICLE	Open	19.76	0.00		
01690	GRANTURK EQUIPMENT CO*								
		12-00600	03/02/12	PARTS FOR RDS/DPW	Open	797.35	0.00		
01730	GTBM INC.*								
		12-00758	03/21/12	ANNUAL MAINT. CONTRACT	Open	3,937.50	0.00		
01781	HATCH MOTT MACDONALD, LLC*								
		12-00636	03/06/12	DNE \$5000 ADDTL ENG GEN II	Open	2,967.00	0.00		B
01803	HORIZON DENTAL OPTION*								
		12-00813	03/22/12	APRIL 2012 DENTAL INSURANCE	Open	14,938.01	0.00		
01834	RICHARD HOOYMAN								
		12-00832	03/27/12	MEDICAL CLAIMS	Open	187.00	0.00		
01859	HESS CORPORATION								
		12-00829	03/26/12	ELECTRICITY 02/17/12 TO 03/20	Open	7,167.04	0.00		
01889	JOHN J HERMAN								
		12-00681	03/09/12	BASKETBALL REF FEES GIRLS DIV.	Open	36.00	0.00		
02025	HUNTER JERSEY PETERBILT*								
		12-00602	03/02/12	PARTS FOR TRASH TRUCK/DPW	Open	361.18	0.00		
02027	JESCO INC*								
		12-00599	03/02/12	PARTS FOR RDS/DPW	Open	572.22	0.00		
02136	TED KINGSTON INC*								
		11-03425	12/09/11	TOWER PROJECT PARTS	Open	512.25	0.00		
02140	KINDLE FORD LINC/MERC., INC.*								
		12-00335	02/01/12	PARTS FOR DPS VEHICLES	Open	1,839.44	0.00		
02236	NIGP MEMBERSHIP DEPT*								
		12-00757	03/20/12	2012 MEMBERSHIP	Open	330.00	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
02247	LAWSON PRODUCTS, INC.*	12-00606	03/02/12	SUPPLIES FOR GARAGE/DPW	Open	930.52	0.00		
02351	LOWER CAPE MAY REGIONAL	12-00836	03/28/12	SCHOOL TAXES DUE 04/15/12	Open	1,132,850.76	0.00		
02538	MARSH & MCLENNAN AGENCY, LLC*	12-00738	03/16/12	ANNUAL ROAD OPENING BOND	Open	100.00	0.00		
02940	MUNICIPAL RECORD SERVICE*	12-00621	03/05/12	SPECIAL COMPLAINTS	Open	332.25	0.00		
03001	STATE TOXICOLOGY LABORATORY*	12-00628	03/06/12	APPLICANT TESTING	Open	90.00	0.00		
03160	OFFICE BASICS, INC*	12-00707	03/12/12	OFFICE SUPPLIES/DPW	Open	50.97	0.00		
03226	OLD DOMINION BRUSH CO.*	12-00604	03/02/12	LINER FOR LEAF TRUCK CHUTE/DPW	Open	225.00	0.00		
03305	PEDRONI FUEL*	12-00729	03/15/12	NO LEAD GAS/DPW	Open	442.84	0.00		
		12-00823	03/26/12	NO LEAD GAS-DPW	Open	650.65	0.00		
						<u>1,093.49</u>			
03374	SEASHORE SUPPLY*	12-00734	03/15/12	SUPPLIES TO MOVE TANKS	Open	491.61	0.00		
03387	POGUE INC. *	12-00705	03/12/12	PRE-EMPLOYMENT TESTING/DPW	Open	135.00	0.00		
03427	POLAR BEAR*	12-00431	02/14/12	CONVERT PILOT SYSTEM ON BOILER	Open	1,305.00	0.00		
03449	QC INC*	12-00394	02/08/12	2012 SEASONAL POOL TESTING	Open	319.00	0.00		
03466	R & R SPECIALTIES	12-00624	03/05/12	MEDALLIONS FOR BASKETBALL	Open	148.40	0.00		
03518	RIGGINS, INC.*	12-00732	03/15/12	OFF-HIGHWAY DIESEL/DPW	Open	962.75	0.00		
		12-00822	03/26/12	OFF-HIGHWAY DIESEL/DPW	Open	1,712.03	0.00		
						<u>2,674.78</u>			
03608	SEAWAVE CORPORATION*	12-00726	03/15/12	LEGAL NOTICE-MEETING SCHEDULE	Open	25.52	0.00		
03611	SERVICE TIRE TRUCK CENTERS*	12-00332	02/01/12	TIRES FOR RDS/SANT/RECY/DPW	Open	4,824.04	0.00		

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
03688 SOUTHERN NJ CHAPTER NIGP*	12-00781	03/21/12	APRIL MEETING M VITELLI	Open	30.00	0.00		
03692 SOUTH JERSEY GAS CO*	12-00815	03/22/12	GAS FOR MONTH OF FEB 2012	Open	5,088.91	0.00		
03723 STAPLES, INC.*	12-00617	03/02/12	OFFICE SUPPLIES	Open	116.33	0.00		
	12-00618	03/02/12	OFFICE SUPPLIES	Open	<u>70.13</u>	0.00		
					186.46			
03734 STEWART INDUSTRIES, INC.*	12-00631	03/06/12	FAX PARTS	Open	76.13	0.00		
03820 MUNICIPAL UTIL. AUTH ON CALL	12-00728	03/15/12	ONE-CALL MESSAGES/DPW	Open	106.62	0.00		
03969 VERIZON	12-00745	03/19/12	MARCH 2012 PHONE BILL	Open	3,751.94	0.00		
03981 SECARE, RYAN & HENSEL LAW FIRM	11-02710	10/03/11	RESOLUTION 2011-224	Open	325.00	0.00		B
03992 VAL-U AUTO PARTS LLC*	12-00334	02/01/12	PARTS FOR RDS/SANT/RECY/DPS	Open	5,493.64	0.00		
04123 TAMMY DECKER	12-00839	03/29/12	PILATES CLASS INSTRUCTOR	Open	72.00	0.00		
04288 NUANCE COMMUNICATIONS INC*	12-00427	02/14/12	ANNUAL MAINT CONTRACT	Open	4,759.01	0.00		
04301 SEASHORE ASPHALT CORPORATION*	12-00591	03/01/12	PATCH FOR RDS/DPW	Open	196.90	0.00		
	12-00661	03/07/12	PATCH FOR RDS/DPW	Open	<u>599.50</u>	0.00		
					796.40			
04385 SOUTH JERSEY ENERGY SERVICE PL	11-01784	06/15/11	DIRECT INSTALL PROGRAM	Open	55,546.32	0.00		
	11-02432	09/01/11	CHANGE ORDER #1	Open	11,016.78	0.00		
	12-00837	03/28/12	ECCBG GRANT PAYMENT	Open	<u>13,100.00</u>	0.00		
					79,663.10			
04445 TRICOMM SERVICES CORP*	11-03624	12/30/11	TELEPHONE ISSUES/DID	Open	270.00	0.00		
	12-00362	02/06/12	REPAIR PRI/COMMUNICATION	Open	<u>1,440.00</u>	0.00		
					1,710.00			

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
5004 MICHAEL MATTHEWS	12-00683	03/09/12	BASKETBALL REF FEES BIDDY DIV.	Open	202.00	0.00		
5017 JIM D'S MOBILE DPF CLEANING	12-00657	03/07/12	PNEUMATIC CLEANINGS/DPW	Open	3,718.00	0.00		
	12-00746	03/19/12	PNEUMATIC CLEANING FILTERS	Open	<u>2,410.00</u>	0.00		
					6,128.00			
5018 TRI-STATE PUMP, INC*	12-00623	03/05/12	NEW PUMP AT BENNETT'S	Open	1,841.76	0.00		
5022 INSTITUTE FOR FORENSIC PSYCHO*	12-00742	03/16/12	PSYC EXAM	Open	425.00	0.00		
5024 JEFFREY ROBINSON	12-00763	03/21/12	REFUND - SOCCER	Open	15.00	0.00		
5025 BRIAN MOORE	12-00766	03/21/12	REFUND - SOCCER FOR DREW MOORE	Open	15.00	0.00		
5028 STEVEN, MARY & IRENE EWING	12-00787	03/22/12	RETURN OF UNUSED ESCROW	Open	12.50	0.00		
AIKEN PATRICK AIKEN	12-00740	03/16/12	UNIFORM RIMBURSEMENT	Open	493.00	0.00		
BONNER ROBERT BONNER JR	12-00679	03/09/12	BASKETBALL REF FEES	Open	104.00	0.00		
BOSNA KAREN MANETTE BOSNA	12-00838	03/29/12	YOGA CLASS INSTRUCTOR	Open	130.00	0.00		
HOOVER ROBERT HOOVER & SONS INC*	12-00603	03/02/12	PARTS FOR RDS/SANT/RECY/DPW	Open	2,655.98	0.00		
REEB MICHAEL REEB	12-00733	03/15/12	DJ SERVICES FOR BASKETBALL	Open	100.00	0.00		
ROMANOW FRED ROMANOWSKI	12-00768	03/21/12	REF ASSIGNER FEES	Open	75.00	0.00		
ROSSI JOE ROSSI	12-00680	03/09/12	BASKETBALL REF FEES MIDGET DIV	Open	126.00	0.00		
RUTHERF WILLIAM RUTHERFORD	12-00684	03/09/12	BASKETBALL REF FEES BIDDY DIV.	Open	132.00	0.00		
SEAGE SEAGEAR MARINE SUPPLY*	12-00708	03/12/12	SUPPLIES FOR GARAGE/DPW	Open	186.00	0.00		

Total Purchase Orders: 106 Total P.O. Line Items: 307 Total List Amount: 1,819,351.98 Total Void Amount: 0.00

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-92

TITLE: AUTHORIZING THE PAYMENT OF VOUCHERS

TOTAL BILL LIST \$ 1,819,351.98

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on April 2, 2012.

Claudia R. Kammer
Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
CRAIG		X	X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012 - 93

TITLE: APPROVAL OF COLD SPRING PRESBYTERIAN CHURCH'S APPLICATION TO CONDUCT A FLEA MARKET

WHEREAS, Section 359-13 of the Code of Lower Township prohibits outdoor flea markets within the confines of Lower Township except as provided for in Section 359.13b, and

WHEREAS, Section 359-13 of the General Ordinances of the Township of Lower permits non-profit, charitable, civic and religious organizations to conduct **four (4) outdoor** flea markets within the confines of the Township if approved by the Township Council.

WHEREAS, the Township Council has reviewed the application of Cold Spring Presbyterian Church to conduct a flea market on May 26, 2012; and

WHEREAS, the Council has determined the applicant meets the ordinance requirements of a non-profit, charitable, civic and/or religious organization.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, that approval is hereby granted.

I hereby certify this is the original resolution adopted by the Township Council at the meeting held on April 2, 2012.


Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
CRAIG		X	X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-94

TITLE: AWARDING AN ECONOMIC DEVELOPMENT LOAN TO CAPE MAY BREWING, LLC

WHEREAS, the Township of Lower has established a revolving loan fund to finance economic development projects; and

WHEREAS, CAPE MAY BREWING, LLC's application for a Lower Township loan meets all the qualifications of the Lower Township Economic Development Program Guidelines; and

NOW, THEREFORE BE IT RESOLVED, that Lower Township Council approves a loan of \$68,165.78 to CAPE MAY BREWING, LLC whose business is located at 1288 Hornet Road in the Cape May County Airport, Lower Township, contingent upon fulfillment of all collateral and administrative requirements.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on April 2, 2012.


Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
CRAIG		X	X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-95

Title: RESOLUTION FOR SELF-EXAMINATION OF BUDGET

WHEREAS, N.J.S.A. 40A: 4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS N.J.A.C. 5:30-7.2 through 7.5 the Township of Lower has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the local government meets the necessary conditions to participate in the program for the 2012 budget year, so now therefore

BE IT RESOLVED, by the governing body of the Township of Lower that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officers certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A: 4-45.2 and appropriations for exceptions to limits on appropriations found at 40A: 4-45.3 et seq. are fully met (Complies with the "CAP" law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate, and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #20012-95

Title: Resolution for Self-Examination of Budget (continued)

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A: 4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled

BE IT FURTHER RESOVED that a copy of this resolution is forwarded to the Director of the Division of Local Government Services upon adoption.

I hereby certify the foregoing to be a resolution adopted by the Township Council on April 2, 2012.



Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
CRAIG		X	X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

**TOWNSHIP OF LOWER
CAPE MAY COUNTY, NEW JERSEY**

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the Approved Budget complies with the requirements of law and approval is given pursuant to N.J.S.A. 40A: 4-78(b) and N.J.A.C. 5: 30-7.

It is further certified that the municipality has met the eligibility requirements of N.J.A.C. 5: 30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with N.J.A.C. 5: 30-7.6.

Dated: 4/2/2012

By: 
Lauren Read
CFO, Township of Lower

This certification form and resolution of the governing body executing such certification should be annexed to the adopted budget (N.J.A.C. 5: 30-7.6 (e))

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-96

TITLE: AUTHORIZING CHANGE ORDER NUMBER 4 WITH GEN II, INC., IN CONNECTION WITH CONTRACT NO. M-5, ROOF REPLACEMENT AND RELATED WORK AT THE RECREATION CENTER

WHEREAS, the Township Council of the Township of Lower, in the County of Cape May, State of New Jersey has been presented with Change Order #4 in connection with the Township's Project to Replace the Roof at the Recreation Center; and

WHEREAS, the Township Engineer has recommended that Change Order #4, attached hereto and made a part hereof by reference, be approved; and

WHEREAS, Change Order #4 reflects the final change order and takes into account certain delays and contractual damages adjustments to make the Township whole for additional costs incurred by the Township as a result of construction delays and corrections that occurred through no fault of the Township; and

WHEREAS, Change Order #4 adjusts prior Change Order #2 and increases the total contract amount by \$2,084 to \$427,805.00; and

WHEREAS, the Township agrees via Change Order #4 to adjust the aforementioned contractual damages amounts in consideration of the successful completion of the project, whereupon the contractor will pay back to the Township by way of a reduction in the payment to the contractor in the amount of \$30,935.18. Change Order #4 also allows the Township to withhold the amount of \$4,902.56, until such time as said amount is paid by the Township to the relevant subcontractor or the contractor supplies proof of satisfaction of the demand of the subcontractor, and

WHEREAS, the final payment due to Gen II Inc. of \$51,519.58 after all above reductions is hereby authorized and the the CFO has certified the funds as shown below:

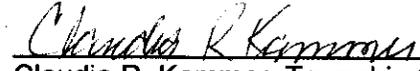

Lauren Read, CFO

C-04-55-397-661
Budget Account

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lower, in the County of Cape May and the State of New Jersey, duly assembled in public session this 2nd day of April, 2012, that the preamble of this Resolution is hereby incorporated by reference and that the aforementioned Change Order #4 be and hereby is authorized;

BE IT FURTHER RESOLVED that the Mayor and/or Township Manager be and hereby are authorized to execute Change Order #4 and final payment to Gen II, Inc. in the amount of \$51,519.58, on behalf of the Township.

I hereby certify the foregoing to be a resolution adopted by the Township Council at a meeting held on April 2, 2012.



Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
CRAIG		X	X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

RESOLUTION #2012-97

Title: RECYCLING TONNAGE GRANT CERTIFICATION OF TAXES PAID

WHEREAS, the Recycling Enhancement Act, P.L. 2007, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Lower, County of Cape May, State of New Jersey, that the Township hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2007, chapter 311, in 2011 in the amount of \$34,749.99. Documentation supporting this submission is available at the Municipal Hall located at 2600 Bayshore Road, Villas, NJ 08251 and shall be maintained for no less than five years from this date.

REA Tax certified by: Lauren Read, CFO, Township of Lower
Date: 4/16/2012

I hereby certify the foregoing to be a resolution adopted by the Township Council on April 2, 2012.


Claudia R. Kammer, Township Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
CONRAD			X			
CRAIG		X	X			
DOUGLASS	X		X			
LARE			X			
BECK			X			

MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the TOWNSHIP of LOWER, County of CAPE MAY for the Fiscal Year 2012

Be it resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Fiscal year 2012;

Be It Further Resolved, that said Budget be published in the CAPE MAY STAR AND WAVE

In the issue of March 14th, 2012

The Governing Body of the TOWNSHIP of LOWER, does hereby approve the following as the Budget for the Fiscal Year 2012:

<p>RECORDED VOTE (Insert last name)</p> <p style="text-align: center;">Ayes</p> <p style="text-align: center;"> <u>CONRAD</u> <u>CRAIG</u> <u>DOUGLASS</u> <u>LARC</u> <u>BECK</u> </p>	<p style="text-align: center;">Nays</p> <p style="text-align: center;"> <input type="text"/> <input type="text"/> </p>
<p style="text-align: center;">Abstained</p> <p style="text-align: center;"> <input type="text"/> <input type="text"/> </p>	<p style="text-align: center;">Absent</p> <p style="text-align: center;"> <input type="text"/> <input type="text"/> </p>

Notice is hereby given that the Budget and Tax Resolution was approved by the TOWNSHIP COUNCIL of the Township of LOWER, County of CAPE MAY, on February 22nd, 2012.

A Hearing on the Budget and Tax Resolution will be held at TOWNSHIP HALL MUNICIPAL BUILDING, on APRIL 2nd, 2012 at 6:00 o'clock (P.M.) at which time and place objections to said Budget and Tax Resolution for the year 2012 may be presented by taxpayers or other interested persons.